

OFFICE OF THE BURT COUNTY CLERK  
**Minutes of the Burt County Board of Supervisors**  
**July 28, 2023**  
 TEKAMAH NE 68061

The Burt County Board of Supervisors met in regular session on Friday, July 28, 2023 in the Boardroom of the Burt County Courthouse in Tekamah, Nebraska, pursuant to adjournment of their last meeting. Notice of the meeting was given in advance thereof by Publication in the Oakland Independent (7-20-2023), upon a 1<sup>st</sup> floor bulletin board within the courthouse and on the County's Website. A copy of the proof of publication is on file in the office of the County Clerk. The following members were present: David Schold, Gary 'Bird' Swanson, Jeff Kutchera, Carl Pearson, Sam Titus and Ted Connealy. Absent - Paul Richards.

The meeting opened with the pledge of allegiance at 9:00 A.M. Chairman Schold informed the public that the Open Meeting Act was posted.

The agenda was approved; upon motion by Kutchera, seconded by Connealy. By roll call vote: Ayes – Swanson, Kutchera, Pearson, Titus, Connealy and Schold. Nays – none. Absent – Richards.

The minutes of the 7/12/2023 Board of Supervisors meeting and the 7/13/2023 and 7/21/2023 Board of Equalization meetings were approved; upon motion by Titus, seconded by Swanson. By roll call vote: Ayes - Swanson, Kutchera, Pearson, Titus, Connealy and Schold. Nays – none. Absent – Richards.

The claims for July in the amount of \$748,299.78 including \$162,442.57 for payroll, were read and reviewed; two claims were discussed: Bernie Clements (\$1,000.00) and part of Johnson & Mock (\$617.50). After discussion, the two claims were denied. Upon motion by Swanson, seconded by Connealy, warrant was drawn and checks generated on the respective funds for all claims except the two denied. Approved Upon Roll Call Vote: Ayes - Swanson, Kutchera, Pearson, Titus, Connealy and Schold. Nays – none. Absent – Richards. Approved claims listing follows:

ADAM TRIPP	ATTY FEES	1,930.40
ANDY'S QUICK SHOP	FUEL	27.63
APPLIED CONNECTIVE TECHNOLOGIES LLC	IT SERVICES	4,576.60
BLACK HILLS ENERGY	UTILITIES	175.13
BOMGAARS -COURTHOUSE	SUPPLIES	62.30
BRANIFF SERVICE INC	FUEL/REPAIR	2,513.83
BRUMMOND DISPOSAL	GARBAGE	225.00
BURT COUNTY CLERK	CERT. LETTER	8.13
BURT COUNTY COURT	NON WAIVERABLE	503.00
BURT COUNTY DISTRICT COURT	NON WAIVERABLE	290.00
BURT COUNTY PUBLIC POWER DIST	UTILITIES	261.66
BURT COUNTY SHERIFF	SERVICE FEES	241.59
CANON FINANCIAL SERVICES	COPIER	27.09
CENTURY LINK	UTILITIES	323.04
CHRONICLE CAPITAL MANAGEMENT	AT&T TOWER	1,847.34
CITY OF TEKAMAH	UTILITIES	425.00
CLARK PEST AND TERMITE CONTROL	SERVICE	75.00
CLASSIC CLEAN CARWASH	MISC SHERIFF	88.82
CLAY COUNTY SHERIFF	SERVICE FEES	22.00
CNA AUTO SERVICES,LLC	PARTS	745.62
CORNHUSKER STATE INDUSTRIES	SIGNS	58.00
CRESTON FERTILIZER MCL FARMS INC	CHEMICAL	753.88
CUBBY'S	FUEL	2,311.85
DAS STATE ACCOUNTING-CENTRAL FIN.	TELE TYPE	350.00
DAS STATE ACCTG -CENTRAL FINANCE	SOFTWARE	89.12

DECATUR EXPRESS - KB'S MINI MART	FUEL	1,878.44
DODGE COUNTY	PROBATION COST	2,934.30
DODGE COUNTY COURT	CERTIFIED COPY	2.00
DOUGLAS COUNTY SHERIFF	SERVICE FEES	28.90
EAKES OFFICE PLUS	SUPPLIES	582.08
ELISE ANDERSON	MILEAGE EXTENSION	19.65
ELLA BOOTH	MILEAGE EXTENSION	9.83
FASTWYRE BROADBAND	UTILITIES	1,599.04
FIRST CONCORD BENEFITS GROUP LLC	ADMIN FEE	1,257.48
FIRST NATIONAL BANK OF OMAHA	SUPPLIES	1,048.42
GARCIA CLINICAL LABORATORY	JAIL MEDICAL	25.00
GARY SWANSON	CHECKING ROADS	66.81
GREAT AMERICA FINANCIAL SVCS	COPIER	248.48
HOMETOWN LEASING	COPIER	114.20
INTOXIMETERS INC	EQUIPMENT	405.75
JACK'S UNIFORMS & EQUIPMENT	EQUIPMENT	259.84
JEFF KUTCHERA	CHECKING ROADS	367.91
JENNIFER HANSEN	MILEAGE	92.36
JOHNSON & MOCK, PC, LLO	ATTY FEES	1,795.50
JULIE FLEISCHMAN	POSTAGE	10.05
KATIE HART	MILEAGE	201.74
KRISTINE HABER	OFFICE EQUIP	306.73
LEANN MCGUIRE	REIMBURSE	35.88
LEE AGRI-MEDIA	PUBLISHING	50.36
MELINDA WICKS	ATTY FEES	441.75
MID-AMERICAN BENEFITS INC	INSURANCE	20,248.00
MILLS LAW OFFICE	ATTY FEES	1,809.75
MIPS INC	SOFTWARE	1,963.98
MIPS INC - COUNTY COURT	SOFTWARE	101.03
NE NEBR AREA AGENCY ON AGING	SERVICES	5,440.00
NEBR ASSN OF CO CLERK,ROD,ELECTIONS	ROD WORKSHOP	100.00
NEBR HEALTH & HUMAN SERVICES SYSTEM	LODGING/SERVICES	90.00
NEBRASKA PUBLIC POWER DISTRICT	UTILITIES	1,164.40
NEBRASKA.GOV	SUBSCRIPTION FEE	2.00
NICHOLAS E. WURTH LAW OFFICE	ATTY FEES	1,339.50
NORTHEAST NEBR JUVENILE SERV	SERVICES	1,676.25
NSA/POAN LAW ENFORCEMENT CONFERENCE	TRAINING	390.00
OAKLAND INDEPENDENT/LYONS MIRROR	PUBLISHING	688.54
OFFICE WAREHOUSE	SUPPLIES	40.39
ONE OFFICE SOLUTION	OFFICE SUPPLY	858.36
PAUL RICHARDS	CHECKING ROADS	62.88
PENNY A. WARREN	REIMBURSE	38.35
REGION IV INC	QTRLY	3,305.50
REGION 4 BEHAVIORAL HEALTH SYS	MENTAL HEALTH	5,293.50
ROMAN QUINTERO	FUEL	260.54
SAVE MORE MARKET	SUPPLIES	128.00
SCOTT'S HARDWARE	SUPPLIES	143.89
SECURITY SHREDDING SERVICES	SERVICE	70.00
SHARON WIMER	OFFICE SUPPORT	91.00
STACEY KEYS	MILEAGE	167.10
STATE OF NEBRASKA	VOTER SUPPLIES	20.00
STEPHEN J KRAVIEC P.C.,L.L.O.	CS ENFORCEMENT	2,008.24
STREET COP TRAINING	TRAINING	199.00
TEAM LABORATORY CHEMICAL LLC	SUPPLIES	1,176.75
THE APOTHECARY SHOP	JAIL MEDICAL	1,050.14
THEODORE CONNEALY	CHECKING ROADS	40.61
THURSTON COUNTY SHERIFF	JAIL	16,700.00
TK ELEVATOR CORPORATION	MAINTENANCE	303.78

TRI-STATE COMMUNICATIONS INC	SERVICES	292.66
VERIZON WIRELESS	SERVICES	904.69
VISUAL EDGE IT	COPIER	89.20
WASHINGTON COUNTY CLERK	4TH QTR DUES	2,530.19
WASHINGTON COUNTY SHERIFF	JAIL	12,415.00
WELLS FARGO FINANCIAL SERVICE	COPIER	60.22
WENDY C. CUTTING	COURT COSTS	87.50
WOODHOUSE FORD CHRYSLER DODGE JEEP	PARTS	134.14
BLUFF AGGREGATE LLC	MATERIALS	5,935.07
BOMGAARS SUPPLY INC - ROAD	SUPPLIES	692.63
BRUMMOND COUNTRY DISPOSAL	GARBAGE	90.00
BUDDIES MINI MART, LLC	FUEL	608.30
CITY OF LYONS	UTILITIES	110.16
CITY OF OAKLAND	UTILITIES	23.25
FARMERS PRIDE	FUEL	5,580.29
FILTER CARE OF NEBRASKA, INC.	PARTS	32.75
FIRST NATIONAL BANK OF OMAHA ROADS	SUPPLIES	209.46
K-C PARTS & REPAIR	PARTS	179.15
KNIFE RIVER MIDWEST LLC	ROADS PROJECT PAY #1	273,167.48
MARTIN MARIETTA	MATERIALS	1,783.01
MCH HEALTH SYSTEM	TESTING	31.00
MIDWEST SERVICE CO	SUPPLIES	8,895.91
NMC CAT RENTAL	EQUIPMENT	9,473.69
OAKLAND EXPRESS	FUEL	90.00
OAKLAND LUMBER LLC	SUPPLIES	262.75
RDO TRUCK CENTERS, LLC	PARTS	35.35
SHAMBURG AUTO SUPPLY	PARTS	124.64
STALP GRAVEL CO	MATERIALS	7,347.42
STEINY'S GENERAL STORE	FUEL	35.57
VERIZON CONNECT	SERVICE PLAN	388.56
VILLAGE OF CRAIG	UTILITIES	68.92
VILLAGE OF DECATUR	UTILITIES	140.42
WELDON PARTS OMAHA	PARTS	22.16
WEST POINT AUTO & TRUCK CENTER	PARTS	1,849.04
WESTPOINT IMPLEMENT INC	PARTS	342.23
WPCI	TESTING	64.00
STEVEN L DEVENING	RENO GRANT	15,000.00
GOVERNMENT FORMS AND SUPPLIES	SUPPLIES	392.97
CENTURYLINK (HARDWARE WARRANTY)	SERVICES	707.20
NORTHEAST NEBR TELEPHONE CO	SERVICES	130.47
STACEN C GROSS	CONSULTING	2,500.00
AFLAC	EMPE PD ADDL	549.63
ALLSTATE	EMPE PD ADDL	57.22
BLUE CROSS & BLUE SHIELD	INSURANCE	52,525.94
ERIN M MCCARTNEY CHAPTER 13 TRUSTEE	GARNISHMENT	650.00
FIRST NAT'L BANK-NORTHEAST-EFPTS	FEDERAL TAXES	47,143.14
GLOBE LIFE LIBERTY NATIONAL DIV	EMPE PD ADDL	466.77
MADISON NATIONAL LIFE INS. CO, INC	EMPE PD ADDL	42.41
NATIONWIDE RETIREMENT SOLUTIONS	EMPE PD ADDL	150.00
RETIREMENT PLANS DIV. OF AMERITAS	RETIREMENT	23,515.64
STATE TAX COMMISSIONER	STATE TAXES	7,625.61
VISION SERVICE PLAN (CT)	EMPE PD ADDL	698.61
COLONIAL LIFE AND ACCIDENT INS CO	EMPE PD ADDL	57.79
CREDIT MANAGEMENT SERVICES	GARNISHMENT	30.99
NEBR CHILD SUPPORT PAYMENT CTR	EMPE PAID	830.00

Discussion with the County Surveyor, Fred Franklin, took place during claims review. Franklin will send correspondence to Mr. Clements. The board discussed the surveyor's actions and statutes that County Surveyors have to follow, and best practices were reviewed.

**Conditional Use Permit**

At 9:59 A.M. Chairman Schold opened a public hearing for consideration of a Conditional Use Permit for 3 C's Inc - spread sludge from Omaha in Sec. 36, Arizona TWP. Public Comment: Terry Cameron spoke, having no other public comment, the Chairman declared the public hearing closed at 10:00 A.M., and the Board went back into regular session. The Conditional Use Permit for 3 C's, Inc. was approved upon motion by Connealy, seconded by Titus. By roll call vote: Ayes – Swanson, Kutchera, Pearson, Titus, Connealy and Schold. Nays – none. Absent – Richards.

**ROADS:** *Ann Chytka, Highway Superintendent*

**Road Maintenance Contracts with Nebraska Game and Parks:**

Kutchera made a motion to sign (2) contracts with Nebraska Game and Parks Commission; Burt County will be paid \$140.00/hour for road maintenance inside the Summit Lake SRA and Pelican Point SRA. Motion was seconded by Swanson, motion passed By Roll Call Vote: Ayes –Swanson, Kutchera, Pearson, Titus, Connealy and Schold. Nays – none. Absent - Richards.

**Projects Change Order – 2023 Overlays:**

Chytka explained that the change order was necessary because the initial project has overlay only and it was reviewed and decided that patching was necessary before the overlay. Pearson made a motion to approve “Change Order No. 1” asphaltic concrete patching on Tekamah West Overlay, C-11(442), Kutchera seconded and motion passed By Roll Call Vote: Ayes – Swanson, Kutchera, Pearson, Titus, Connealy and Schold. Nays – none. Absent - Richards.

**Discussion C-11(425) Bridge C001103825 (located on CoRd. 27 and HI)** Chytka shared a summary of the project information and reminded the board that previous bids had been denied. Chytka asked the board for direction for plans for the structure so she can revise if need and include it in her One and Six Year Plans.

**Discussion CoRd. L – East of Oakland, 6 miles from Hwy. 77 to Betha Road:**

Chytka shared that four (4) more tubes would need replaced before an overlay should be considered. FY23-24 budget will include those culvert costs and an overlay will no longer be considered for the current budget year.

**Board of Equalization:**

No action was needed. Communication placed on file: Assessor's 3-year Plan of Assessment (2024, 2025, 2026).

**IT Services Contract:**

The Board reviewed the new Applied Connective Technologies contract, the new contracts begin August 1, 2023. The premium managed IT service portion of the contract will be \$39,300.00 annually; the software contract costs will be \$20,779.00 annually (cost reflects Microsoft 365 programming and security monitoring software). Connealy moved to accept the annual contracts, Titus seconded the motion. By Roll Call Vote: Ayes - Swanson, Kutchera, Pearson, Titus, Connealy and Schold. Nays – none. Absent – Richards.

**Unpaid/Stricken Distress Warrants:**

Burt County Sheriff Eric Nick prepared a list of unpaid distress warrants for the Board's review. Burt County Treasurer Robin Olson submitted a report citing that there were no distress warrants to be stricken.

**Inventories for FY 2023-2024:**

Accepted, approved, and placed on file; upon motion by Titus seconded by Kutchera. By roll call vote: Ayes – Swanson, Kutchera, Pearson, Titus, Connealy and Schold. Nays – none. Absent – Richards.

**Special Designated Liquor Licenses (3):**

The Board approved three (3) special designated liquor licenses for Nelson’s Food Pride (Oakland) for wedding receptions: two (2) at Harvest Moon (Oakland) on Aug. 19 and Sept. 2, 2023; one (1) at the Loft (Craig) on Sept. 16, 2023. SDL’s approved upon motion by Swanson, seconded by Connealy, By Roll Call Vote: Swanson, Kutchera, Pearson, Titus, Connealy and Schold. Nays – none. Absent – Richards.

*Public Comment:* Donnette Jackson discussed with the board about gravel supply, jail costs and County Road GH repair.

**FY 2023-2024 Budget:**

At the end of the meeting, the board spent time re-reviewing office expenditure requests. Each office will be asked to review and try to cut their asking; another review will take place on August 9. Final numbers will be discussed and decided upon until *after* the valuation is available August 20<sup>th</sup>.

There being no further business to come before the Board at this time, the meeting adjourned upon motions by Titus and Connealy at 11:59 A.M.  
Next Meeting: August 9, 2023 @ 9:00 A.M.

ATTEST: SARAH J. FREIDEL  
BURT COUNTY CLERK

DAVID SCHOLD, CHAIRMAN  
BURT COUNTY BOARD OF SUPERVISORS

*These minutes are not the official record and may be corrected. A copy of the approved official minutes is available to the public at the Clerk’s Office.*